

MINUTES OF THE MEETING OF THE CITY COUNCIL

Wichita, Kansas, December 21, 1999
Tuesday, 9:02 A.M.

The City Council met in regular session with Mayor Knight in the Chair. Council Members Cole, Gale, Lambke, Martz, Pisciotte, Rogers; present.

Chris Cherches, City Manager; Gary Rebenstorf, Director of Law; Pat Burnett, City Clerk; present.

The invocation was given by Rev. Earl Burkhalter, Strangers' Rest Baptist Church.

The pledge of allegiance to the flag was participated in by the Council Members, staff, and guests.

Minutes -- approved

The minutes of the regular meeting of, December 14, 1999, were approved 7 to 0.

AWARDS AND PRESENTATIONS

SERVICE CITATION

Distinguished Service Citation was presented.

PROCLAMATIONS

Mayor Knight presented the Proclamations previously approved.

PUBLIC AGENDA

Comments by Rev. Shedra K. Moore.

Rev. Shedra K. Moore

Rev. Shedra K. Moore, Word of the Lord International Church Fellowship, spoke against the \$25 to \$30 permit fee to use Naftzger Park and asked that fines not be levied against those trying to help the homeless.

Rev. Moore said the Church is paying the City \$100 per month to feed the homeless and is required to have a toilet on premises at a cost of \$100 per toilet. There is discrimination involved when all citizens do not have to abide by the same requirements.

Mayor Knight

Mayor Knight said he would try to work with Rev. Moore to address her concerns and that he would like to find facilities in the general area. There needs to be a way to feed people in an enclosed building.

Council Member Rogers

Council Member Rogers said the City's policy regarding renting or selling property treats all citizens, including churches, in an equal way.

Motion -- carried

Knight moved that the fee in Naftzger Park, as it applies to feeding the homeless, be waived. Motion carried 7 to 0.

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NEW BUSINESS

TAX EXEMPT - RAND PUBLIC HEARING AND TAX EXEMPTION REQUEST - RAND GRAPHICS, INC. (District IV)

Allen Bell

Financial Projects Director reviewed the Item.

Agenda Report No. 99-1295.

Rand Graphics, Inc., (Rand) located at 500 S. Florence in west Wichita, and at 2820 S. Hoover Road, was locally formed in 1966. On December 12, 1995, City Council approved the issuance of Industrial Revenue Bonds to Rand in the amount of \$3.5 million for the purchase of manufacturing equipment and expansion of their 2820 S. Hoover facility. On March 17, 1998, Council approved the issuance of IRBs in the amount of \$3.48 million for construction of a new building and purchase of manufacturing equipment, also at the Hoover facility. Rand is now requesting approval of an Economic Development Tax Exemption on a separate expansion project at their 500 South Florence facility.

Rand is a graphic arts, commercial print and screen products manufacturing company. Rand utilizes high-tech manufacturing equipment and computer technology to manufacture a wide array of printed materials. Rand manufactures such finished products as large banners, life-sized point of sale display items and sophisticated graphic design items. The focus of Rand's current expansion is their screen-printing process. Rand will construct a 10,395 sq. ft. facility at the 500 S. Florence location in the amount of \$985,000. In addition, Rand will add a 5,000 sq. ft. second level on the existing office facility, and purchase manufacturing equipment in the amount of \$150,000.

Rand currently employs 166 persons at its two existing facilities and plans to add at least 30 new jobs over the next five years by expanding operations at the 500 S. Florence facility. Rand is on schedule to exceed new job creation projects in conjunction with the 1995 and 1998 Industrial Revenue Bond issues. Rand's job creation projection for the current tax exemption request will be reviewed and counted separately from the IRB job creation projections.

The expansion project is itemized in Exhibit I. Under the City's Business Incentives Policy, Rand Graphics, Inc. is eligible for the following:

TAX EXEMPTION ELIGIBILITY

ELIGIBLE %	INCENTIVE	EXPLANATION
40.00%	New Job Creation:	Rand will create at least 30 new jobs.
18.00%	Capital Improvements:	Rand will invest at least \$1,135,000.
50.00%	Sub Total Business -	Incentive Eligibility (Maximum allowed is 50%)
35.00%	Export Premium:	Rand exports 70% of its product outside Kansas.
35.00%	Sub Total -	Export Premium (Maximum allowed is 50%)
0.00%	Location Premium:	Rand is not located in the central redevelopment area (additional 20 Percent allowable)
85.00%	TOTAL EXEMPTION ALLOWED UNDER BUSINESS INCENTIVE POLICY	

Rand is eligible for a 85% tax exemption for a five-plus-five-year term on new real and personal property. A notice of public hearing has been published. Rand has agreed to comply with the conditions set forth in the 1999 revised Business Incentive Policy.

The estimated first year taxes on the proposed \$1,135,000 project under the 1999 mill levy on property within the Wichita City limits would be \$27,846. The existing building and personal property will stay on the property tax rolls. The 85% tax exemption will be shared among the taxing entities as follows: City - \$7,395; County/State - \$7,395; and USD 259 - \$8,905. Wichita State University Center for Economic Development and Business Research calculated a cost-benefit analysis indicating benefit-to-cost ratios of 1.60 to 1 for the City of Wichita; 1.40 to 1 for Sedgwick County; 1.01 to 1 for USD 259 and 3.36 to 1 for the State of Kansas.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion --

Gale moved that the public hearing be closed, the tax exemption request for a 85% tax exemption for a five-plus-five-year term on real and personal property in accordance with the Business Incentives Policy be approved; and the Ordinance be placed on first reading. Motion carried 7 to 0.

-- carried

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ORDINANCE

An Ordinance exempting property from ad valorem taxation for economic development purposes pursuant to Article 11, Section 13, of the Kansas Constitution; providing the terms and conditions for ad valorem tax exemption; and describing the property of Rand Graphics, Inc., so exempted, introduced and under the rules laid over.

EMPLOYEE PENSION PENSION EMPLOYER CONTRIBUTION SHORTFALL RESERVE SUBFUND.

(Council Member Rogers left the bench.)

Ray Trail

Director of Finance reviewed the Item.

Agenda Report No. 99-1296.

The City maintains two retirement systems providing pension benefits for employees, Police & Fire Retirement (P&F) and the Wichita Employees' Retirement (WER). These pension programs are sustained through payroll contributions by employees and the City, as well as from investment income. In October 1999, the City Council approved enhancements to benefits for employees. Benefit enhancements were enacted to position the City so as to attract and retain a high quality workforce, as well as promote greater equity in benefit levels among employee groups. The benefit enhancements are due to take effect in January 2000.

The package of pension enhancements was developed based on detailed actuarial analysis to ensure that the pension funds could sustain the cost over time. Based on the actuarial analysis, all pension benefits could be sustained as well as provide for a decrease in the City (percentage) rate of contribution to the pension funds. Actuarial projections are based on projections and assumptions about the demographic and financial performance of the pension funds over a 20+ year period of time.

As a further hedge, the plan of finance for the pension enhancements included creation of a special City-financed reserve fund of not-to-exceed 2% of payroll in lieu of an immediate reduction in the City contribution rate. This special pension reserve would provide a safety net in City funds against adverse circumstances. The City Council will review the status of the City Pension Reserve annually as part of the budget development process. The special reserve would be maintained only so long as the Council determined it necessary to protect the City against pension contribution rate fluctuations.

The special reserve would be established as an "Employer Contribution Shortfall Reserve Subfund" within the Risk Management Internal Service Fund of the City Budget. City contributions based on percent of payroll would first be made to the pension funds to satisfy the actuarial requirement. The additional amount over and above the actuarial requirement, not-to-exceed 2%, would be deposited into the Special Reserve fund. The table below outlines the present (1999) contribution rates versus the proposed plan of finance effective in 2000:

City (Employer) Contributions for Pension Purposes

<u>1999</u>		<u>2000</u>		
<u>City Contribution</u>		<u>City Contribution</u>	<u>Employer Contribution</u>	<u>Total</u>
<u>to Pension Funds</u>		<u>to Pension Funds*</u>	<u>Shortfall Reserve Subfund</u>	
P&F	15.9%	14.0%	1.9%	15.9%
WER	8.4%	6.2%	2.0%	8.2%

*City contribution rates to the pension funds for 2000 to fund existing and enhanced pension benefits are based on the actuary's determination.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion --

Knight moved that the Declaration of Emergency be approved and the necessary signatures be authorized; and the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with

-- carried

K.S.A. 12-.3001. Motion carried 6 to 0. (Rogers absent)

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ORDINANCE NO. 44-454

An ordinance of the City of Wichita, Kansas, establishing an additional subfund within the risk management internal service fund, authorizing coverage of additional liabilities and providing for additional contributions. Knight moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 6 to 0. (Rogers absent) Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Knight.

Addendum Item 3a NAMING PROPERTY

NAMING OF PUBLIC PROPERTY (PAWNEE PRAIRIE PARK/GOLF COURSE). (District V)

Chris Cherches

City Manager reviewed the Item.

Agenda Report No. 99-1321.

City Council Policy 13 delineates the requirements necessary for the renaming of City facilities/structures in memory of deceased individuals. The policy states that recommendations and nominations for the renaming of structures/facilities must be in writing and be based on evidence that the individual honored "...made a significant contribution..." to the City and was "...primarily responsible for the existence or well-being of the facility..." being proposed for renaming.

Beal "Tex" Consolver dedicated over 58 years of his life to public golf in Wichita. He was widely known as "Mr. Public Golf" in Wichita. Through his tireless dedication to the sport of golf as an active participant, teacher, and mentor, he helped bring golf to the level of play now enjoyed by many in Wichita.

Following his introduction to golfing in 1929 as a caddy at Wichita Country Club, Mr. Consolver became an assistant to the golf professional there in 1934. In 1938, he moved to Sim Park as the head golf professional. He served at Sim until 1951, when the City acquired the Wichita Country Club (now known as MacDonald Park) and named him as its pro. He remained there until 1969, when he took over golf pro responsibilities at the City's new public golf course, Pawnee Prairie. He retired in 1973 but remained active in golfing for more than 20 years afterwards.

Mr. Consolver was elected to the Kansas Golf Hall of Fame in 1993.

A large number of golf enthusiasts and organizations have provided written recommendations to rename Pawnee Prairie Golf Course as Tex Consolver Memorial Golf Course, in honor of Mr. Consolver. Recommendations and nominations have been received from the following: Pawnee Prairie golfers, the Pawnee Prairie Ladies Golf Club, Sim Park golfers, the MacDonald Ladies Golf Club, the L.W. Clapp Men's Golf Club, the Wichita Golf Association, the Wichita Junior Golf Foundation, the Kansas Golf Association, Reflection Ridge Golf Corporation, Rolling Hills Country Club, and Tallgrass Country Club.

A committee of citizens was formed to review the recommendations. The committee met November 18, 1999, and unanimously moved to rename Pawnee Prairie Golf Course as "Tex Consolver Memorial Golf Course", with the caveat that the word "memorial" was negotiable. The committee noted that of existing City golf courses named in honor of deceased individuals, the formal name included "memorial", although the common names of the courses failed to include the "memorial" designation.

At its December 15, 1999 meeting, the District 5 CPO voted unanimously in favor of supporting the nomination forwarded by the nominating committee, and at its December 20, 1999 meeting, the Board of Park Commissioners also unanimously backed the proposed name change of "Tex Consolver Municipal Golf Course."

Council Member Rogers present.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion --
-- carried

Martz moved that the Pawnee Prairie Golf Course be renamed the "Tex Consolver Municipal Golf Course."
Motion carried 7 to 0.

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CITY COUNCIL AGENDA

Addendum Item 4a **MORATORIUM**

CITY OF NEWTON - REQUEST FOR MORATORIUM. (Council Member Martz)

Council Member Martz

Council Member Martz said there is a potential to ruin the City's source of water if things are not done right. Cattle waste, human waste, chemicals, and hog farms have the potential of harming the equus bed water.

The moratorium will not harm existing producers and will only concern future additional producers in the area.

The City of Newton has requested the moratorium as a way to try to prevent something that could be dangerous.

The moratorium would be until the K-State study and the analysis is complete.

Council Member Pisciotte

Council Member Pisciotte said REAP is recommending the legislative agenda include protection of equus beds in the area.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion --

Martz moved that a letter of support of the moratorium be sent to the City of Newton; and Kansas Dept. of Health and Environment Secretary, Clyde Graeber be requested to support a moratorium on new building until the study and analysis is complete. Motion carried 7 to 0.

-- carried

APPOINTMENTS

BOARD/COMMISSION APPOINTMENTS.

Motion --

Gale appointed Morris Dunlap to the Airport Advisory Board and moved that the appointment be approved. Motion carried 7 to 0.

-- carried

PROCLAMATIONS

PROCLAMATIONS.

Motion -- carried

Knight moved that the proclamations be authorized. Motion carried 7 to 0.

CONSENT AGENDA

Knight moved that the Consent Agenda, including addendum Items, except Items 14a and 17a, be approved in accordance with the recommended action shown thereon. Motion carried 7 to 0.

BOARD OF BIDS

REPORT OF THE BOARD OF BIDS AND CONTRACTS DATED DECEMBER 20, 1999.

Bids were opened December 17, 1999, pursuant to advertisements published on:

Water distribution system to serve Maple Hill, Second, Third, Fourth, and Fifth Additions - south of Maple, west of 135th Street West. (448-89376 /734930/470600) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: June 8, 1999 (District V)

Mies Construction - \$185,000.00

Lateral 328, Southwest Interceptor Sewer to serve Wilderness at the Park Addition - south of Pawnee, east of Maize. (468-82353/743807/480495) Does not affect existing traffic. City Council approval date 6/8/99. (District V)

Dondlinger & Sons - \$29,840.00

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Lateral 21, Main 9, Sanitary Sewer No. 23 to serve Frank and Johnny's Addition - north of 37th Street North, west of Rock Road. 468-81835/743816 /480504) Does not affect existing traffic. City Council approval date: 3/1/1988. (District II)

WB Carter Construction - \$40,431.00

119th Street West Bridge over Calfskin Creek - on 119th Street West between Maple & Kellogg. (472-82746/715676/249084) Closed to traffic during construction. City Council approval date: November 23, 1999. (District V)

Utility Contractors- \$1,034,402.15

Knight moved that the contract(s) be awarded as outlined above, subject to check, same being the lowest and best bid within the Engineer's construction estimate, and the and the necessary signatures be authorized. Motion carried 7 to 0.

POLICE DEPARTMENT/SPECIAL SERVICES DIVISION: Panasonic Toughbook 27. (600528)

Portable Computer Systems – \$311,663.00 (Total net bid)

PARK DEPARTMENT/MAINTENANCE DIVISION: Four-Wheel Drive Skid Steer Loader. (036301)

White Star Machinery - \$19,511.76 (Total net bid)
\$1,212.80 (Option 1/lump sum)
\$108.00 (Option 2/lump sum)

HEALTH DEPARTMENT/ENVIRONMENTAL DIVISION: Cab and City Stake Bed. (142117)

Don Hattan Chevrolet, Inc. - \$26,400.00 (Total net base bid)
\$2,101.00 (Options per veh/option 1)
\$909.00 (Options per veh/option 3)

FINANCE DEPARTMENT/DATA CENTER DIVISION: GIS Server and Workstations. (792143)

Celeritas Technologies - \$ 60,250.00 (Total item 1)
<\$ 1,000.00> (Total option 1 <deduct>)
\$106,782.18 (Total/item 2)
<\$ 1,000.00> (Total option 2 <deduct>)

HEALTH DEPARTMENT: Power Exam Table with Heated Drawer. (143008)

McKesson General Medical - \$17,380.00 (Total net bid)

FINANCE DEPARTMENT/DATA CENTER DIVISION: Disk Storage. (035105)

Celeritas Technologies - \$25,291.17 (Total net bid)

PUBLIC WORKS DEPARTMENT/FLEET & BUILDINGS DIVISION: Construction of Afrium & Municipal Courts. (791780)

Simpson & Associates - \$1,471,000.00 (Base bid)
\$56,000.00 (Alternate #1)
\$21,000.00 (Alternate #2)
\$45,500.00 (Alternate #3)
\$103,000.00 (Alternate #4)
\$14,700.00 (Alternate #5)
\$83,500.00 (Alternate #6)
\$76,500.00 (Alternate #7)
\$7.50 (Unit price/per sq. ft.)
\$5.25 (Unit price/per sq. sq.)

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\$9.00 (Add Unit price/per lin. ft.)
<\$7.20> (<Deduct> Unit price/per lin. ft.)

PUBLIC WORKS DEPARTMENT/FLEET & BUILDINGS DIVISION: Floor Scrubbers. (130591)

Huber Inc. - \$18,198.00 (Total net alternate bid)

PARK & RECREATION DEPARTMENT/MAINTENANCE DIVISION: Trailers. (/173-781)

Wichita Tractor Co. - \$8,150.00 (Group I/total net bid)
P & T Industries Inc. - \$10,338.86 (Group II/total net bid)

WATER & SEWER DEPARTMENT/SEWAGE TREATMENT DIVISION: 150 H.P. Premium Efficiency Vertical Motors. (624031)

Southwest Electric Co. - \$83,020.00 (Total net alternate bid)

FIRE DEPARTMENT/VEHICLE & BUILDINGS MAINTENANCE DIVISION: Fire Hose & Nozzles. (070136)

Conrad Fire Equipment Inc. - \$3,661.00 (Item 1/total net bid)
Casco Industries - \$6,552.00 (Item 2/total net bid)
Conrad Fire Equipment Inc. - \$7,202.25 (Item 3/total net bid)
\$2,839.60 (Item 4/total net bid)

FIRE DEPARTMENT/SUPPORT SERVICES DIVISION: Self Contained Breathing Apparatus Parts. (070136)

Roberson Fire & Safety - \$12,237.11* (Total net bid)
*Corrected total

FIRE DEPARTMENT/VEHICLE & BUILDINGS MAINTENANCE DIVISION: Jaws of Life Rescue Tool Set. (070136)

Conrad Fire Equipment - \$19,506.00 (Total net bid)

PARK DEPARTMENT/CENTURY II DIVISION: Fluorescent Lamps, Ballasts, Retrofit Kits, and Fixtures. (792226)

Graybar Electric Co. - \$63,076.08 (Total net bid)

PARK DEPARTMENT/CENTURY II DIVISION: Fluorescent Lighting Fixture Retrofit at Century II Convention Center. (792226)

Wichita Electric Company, Inc. - \$24,860.00 (Lump sum total)
\$ 5.00 (Total per pair/option #1)

WATER & SEWER DEPARTMENT/WATER DISTRIBUTION DIVISION: 29,900 GVWR Cab & Chassis with Seven (7) Cubic Yard Dump Bed with Eight (8) Cubic Yard Ends. (183337)

Copeland Trucks - \$438,830.00# (Total net bid)

#Plus applicable sales tax

WATER & SEWER DEPARTMENT/SEWER MAINTENANCE DIVISION: Mini Camera System. (184804)

Baker Equipment Company, Inc. - \$44,104.00 (Rescind award of 2 each on 12-14-99; award 3 each @ original total net bid of \$44,104.00)

Knight moved that the contract(s) be awarded as outlined above, same being the lowest and best bid, and the necessary signatures be authorized.

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PLANS AND SPECS

PLANS AND SPECIFICATIONS:

- a. 1999 Sanitary Sewer Reconstruction Program - Phase 8 (various locations) (468-83054/620276/669401) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date January 26, 1999 (District II, III & VI)
- b. Paving Mead from Douglas to First (Mead, north of Douglas) (472-82855/764522/490555) Access shall be provided through construction. City Council approval date August 12, 1997 (District VI)
- c. Waterline Replacement, Mead from Douglas to First (Mead, north of Douglas) (448-89217/634915/544146) Access shall be provided through construction. City Council approval date August 12, 1997 (District VI)
- d. Water Line in Market from First Street North to Central (west of Broadway, south of Central) (448-89352/636087/779167) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date June 22, 1999 (District VI)

Motion --
-- carried

Knight moved that the Plans and Specifications be approved and advertised for bids to be submitted to the Board of Bids and Contracts by 10:00 a.m., January 7, 2000.

- e. Harry from Webb Road to Greenwich Road (south of Kellogg, east of Rock Road) (87 N-1003-01/472-83091/448-89298/706771/635602/209232/769662) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date 4/20/1999 (District II)

Motion --
-- carried

Knight moved that the Plans and Specifications be approved and advertised for bids to be submitted to the Board of Bids and Contracts by 10:00 a.m., January 21, 2000.

SUBDIVISION PLANS AND SPECIFICATIONS.

- a. Water distribution system to serve Belriv Addition - north of Kellogg, west of 159th Street East. (448-89395/734941/470611) Does not affect existing traffic. City Council approval date: June 8, 1999. (District II)
- b. 2000 utility cut repair of streets, driveways, and sidewalks - at various locations. (/132035/) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: August 10, 1999.
- c. Auburn Hills Clubhouse Project - south of Maple, west of 119th Street West. (472-82988/472-82989/472-82990/472-82991/472-82992/NA/ 765149/765156/765164/765172/765180/696047/490616/490617/490618/490619/490620/516005) Does not affect existing traffic. City Council approval date: 3/30/1999. (District V)

Motion --
-- carried

Knight moved that the Plans and Specifications be approved and advertised for bids to be submitted to the Board of Bids and Contracts by 10:00 a.m., January 7, 2000.

Motion --
-- carried

Knight moved that the Plans and Specifications be approved and advertised for bids to be submitted to the Board of Bids and Contracts by 10:00 a.m., January 21, 2000.

PRE.LIMINARY EST.

PRELIMINARY ESTIMATE.

- A. Wichita railroad removal and demolition, Elizabeth to Broadway. (472-83101/706774/405235) Traffic to be maintained during construction using flagpersons and barricades on arterial streets; residential streets will experience some temporary closures. City Council approval date: 10/26/1999. (District I, IV) - \$299,987.75

Motion -- carried

Knight moved that the Preliminary Estimate be approved and filed. Motion carried 7 to 0.

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PETITION

PETITION TO REMOVE BASEMENT ENCROACHING INTO STREET RIGHT-OF-WAY AT DOUGLAS AND MARKET. (District VI)

Agenda Report No. 99-1297.

On June 29, 1999, the City Council approved a construction Contract for the Douglas Streetscape project. During the course of the work, it was discovered that an old basement extends under the sidewalk at Douglas and Market.

Oil Trade Center, Inc., owns the building that connects to the basement. The owner has submitted a Petition that provides for removal of the basement. The signature on the Petition represents 100% of the improvement district.

Financial Considerations: The estimated project cost is \$8,753. The funding source is special assessments.

Motion -- carried

Knight moved that the Petition be approved and the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. R-99-477

Resolution of findings of advisability and Resolution authorizing improving of sidewalk to be reconstructed on the northwest corner of Douglas and Market in association with the Douglas Streetscape Project, 472-83177, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

BOARDS MINUTES

MINUTES OF ADVISORY BOARDS/COMMISSIONS:

Metropolitan Area Planning Commission (MAPC), 9-30-99
Metropolitan Area Planning Commission (MAPC), 10-14-99

Motion -- carried

Knight moved that the Minutes be received and filed. Motion carried 7 to 0.

STREET CLOSURES

CONSIDERATION OF STREET CLOSURES/USES.

Agenda Report No. 99-1325.

Utility Contractors, Inc. has been contracted to construct a new bridge over the Calfskin Creek at 119th Street West, north of Kellogg/US54. The bridge construction Contract allows for the Closure of 119th Street West at the bridge area. The Contractor has tentatively scheduled the Closure to begin at approximately 10:00 a.m., January 3, 2000 with the expected project completion and bridge opening by June 1, 2000.

The Contractor is responsible for the construction barricades, detour signing and notification of affected businesses and residents. During the Closure, 119th Street West traffic will be detoured as follows:

Southbound 119th Street: Maple - Maize Road - Kellogg/US54 - 119th Street
Northbound 119th Street: Kellogg/US54 - Maize Road - Maple - 119th Street

Motion -- carried

Knight moved that the street closure be approved. Motion carried 7 to 0.

CLAIMS

REPORT ON CLAIMS ALLOWED – NOVEMBER, 1999:

<u>Name of Claimant</u>	<u>Amount</u>
Jean Burns (Hultman)	\$1,149.36*
Loretta Hervey-Shine	\$1,300.00*
John Chance	\$1,000.00*
Andrew Mullins	\$328.69
Kansas Gas Service	\$292.09*
Kansas Gas Service	\$411.45*

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LeRene James	\$150.00
Betty Fields	\$200.00*

*Settled for a lesser amount than originally claimed.

Motion -- carried

Knight moved that the Report be received and filed. Motion carried 7 to 0.

(Item No. 14a)

C & T CONTRACTS

2000 TOURISM AND CONVENTION CONTRACTS.

Agenda Report No. 99-1298.

The City currently levies a six percent guest tax designed to pay debt service on convention and convention-related facilities and promote tourism in Wichita. As a part of the expenditure plan for the Tourism and Convention Fund, six delegate agencies/programs are approved for funding in 2000. Agencies/programs approved for funding include the Wichita Convention and Visitors Bureau, Old Cowtown Museum, Mid-America All-Indian Center, Kansas African-American Museum, Wichita/Sedgwick County Arts and Humanities Council, and Sister Cities.

The Sister Cities budget of \$10,700 is administered by the City. The program does not have a specific contract. Other budget allocations are as follows: Wichita Convention and Visitor's Bureau, \$1,139,170; Old Cowtown Museum, \$92,790; Mid-America All Indian Center, \$62,230; Kansas African-American Museum, \$2,500, and the Wichita/Sedgwick County Arts and Humanities Council, \$7,000.

The contracts commit the City to pay the agencies in accordance with the 2000 Budget. There are appropriate contingencies budgeted in the fund should there be unexpected expenses or revenue shortfalls.

Council Member Rogers

Council Member Rogers spoke of disappointment with the allocation to the Kansas African-American Museum and said \$2,500 was out of the realm of reasonability.

Motion --
-- carried

Rogers moved that the allocation to the Kansas African-American Museum be adjusted to the current allocation to the other lowest funded organization. Motion died for lack of a second.

Ray Trail

Director of Finance, responding to a question, said the new forecast budget for the C and V Bureau was \$17,000 less than originally forecast due to the difference between projected and actual revenues.

Joe Boyd

Convention and Visitors' Bureau said he had been told by the Budget Office that there were errors on both years. The C & V Bureau had submitted budget requests based on the full amount. Any shortage would affect the marketing program.

Mayor Knight

Mayor Knight said Item 14 a should be approved with the understand that the Director of Finance would meet with Mr. Boyd and reconcile differences in what has been said.

Motion -- withdrawn

Knight moved that Items 14a and 17a be approved. Motion, with consent of the second, was withdrawn.

Council Member Cole

Council Member Cole, regarding the Kansas African-American Museum, said similar discussions were had earlier and the resolution was that proper submittals were to be made to the City Council for particular item(s) the Kansas African-American Museum would like to have funded.

Council Member Cole urged that a request for funding be brought back to the Council.

Mayor Knight

Mayor Knight said there is a possibility for a world-class African-American Museum. The Museum should be looking at something national in scope.

Motion --
--carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 6 to 1. Rogers - No.

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DESIGN SERVICES

AGREEMENT FOR DESIGN SERVICES FOR WILDERNESS AT THE PARK - SOUTH OF PAWNEE, EAST OF MAIZE. (District V)

Agenda Report No. 99-1299.

The City Council approved the Wilderness at the Park plat on June 8, 1999.

The proposed Agreement between the City and Baughman Company, P.A. provides for the design of bond financed improvements in the Wilderness at the Park. Per Administrative Regulation 7a, staff recommends the selection of Baughman because Baughman provided the preliminary engineering services for the platting of the subdivision and can expedite plan preparation.

Payment will be on a lump sum basis of \$13,200, and will be paid by special assessments.

Motion --
--carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

DESIGN SERVICES

SUPPLEMENTAL AGREEMENT FOR DESIGN SERVICES FOR LINCOLN BRIDGE AT DRY CREEK. (Districts II and III)

Agenda Report No. 99-1300.

On January 26, 1999, the City Council approved an Agreement with Mid-Kansas Engineering Consultants, Inc. (MKEC) to design Lincoln Bridge at Dry Creek.

The proposed Supplemental Agreement between the City and MKEC provides for geotechnical engineering services to determine the amount of subsurface soil support for the bridge.

Payment to MKEC for the Supplemental Agreement will be on a lump sum basis of \$2,700. The funding source is General Obligation Bonds.

Motion --
--carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

COMPUTER/DATA

TECHNICAL SERVICES CONTRACT - DATA CENTER.

Agenda Report No. 99-1301.

City Council approved a contract with Celeritas Technologies on June 29, 1999 for several technical service projects due to vacancies and increased program workloads for the Data Center staff. In 1999, the Data Center staff has worked diligently to complete system changeovers to client-server technology and to complete all testing and updating occasioned by Y2K compliance, as well as to handle daily transaction processing.

Vacancies in the Data Center are currently being recruited and should be filled by the end of January 2000. However, additional time is required to finalize projects which have been initiated and not completed from the original list of projects. Therefore, Celeritas Technologies will continue to fill the technical services gap on tasks initiated, but not finalized. Tasks that are open and critical to the operation of the Data Center primarily are:

- ? Internet Protocol Address Conversion
- ? 4000 Router Upgrade
- ? Migration Study and Strategy of Office 2000 Conversion

The cost for services will be not-to-exceed \$65,000. City Data Center funds are available for this contract expenses.

Contracts in excess of \$10,000 are subject to City Council approval.

Motion --
-- carried

Knight moved that the Contract and budget transfers be approved; and the necessary signatures be authorized. Motion carried 7 to 0.

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CDBG-YOUTH ALL.

CDBG CONTRACT - YOUTH ALLIANCE PROGRAM.

Agenda Report No. 99-1302.

On March 16, 1999, the City Council allocated Community Development Block Grant (CDBG) funds for the 1999/2000 program year. Included in the 1999/2000 CDBG allocations were funds for a youth recreation alliance program. Administration of the program was procured through a competitive Request for Proposal (RFP).

The grant was approved for the proposed Youth (Recreation) Alliance, a consortium of service agencies involved in recreation and teaching to administer after school programs for middle-school aged youth. The YMCA is the coordinating agency this year for carrying out the activities of the program. This agency will administer the contract and coordinate the various recreation/youth enrichment services for approximately 750 low/moderate income youth enrolled in middle school (grades 6 through 8). The contract term is ten months beginning September 1, 1999 and ending June 30, 2000.

The contract amount is \$83,000. These funds were previously approved by the City Council from 1999/2000 CDBG funds.

Motion --
--carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

CDBG - EATON

AMENDMENT TO CDBG AGREEMENT-EATON PLACE.

Agenda Report No. 99-1303.

The City has undertaken a public-private partnership to renovate the Eaton Hotel, as well as a new construction component, into a downtown housing complex. The financing includes industrial revenue bonds as first mortgage financing, developer equity, historic and low income housing tax credits, and City CDBG and HOME funds.

As a part of the project financing, the City Council previously approved a \$424,000 CDBG grant. The Developer, MetroPLains, L.C. has requested the City modify the CDBG agreement to make the CDBG grant a five year forgivable loan. This assists the Developer in obtaining maximum benefit of the tax credit financing to be used for the project. The proposed amendment to the CDBG agreement has no affect on the City's portion of the project financing.

The \$424,000 CDBG grant would converted to a five year, zero interest, forgivable loan that would be forgiven in annual installments of \$84,800 per year.

Motion --
--carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

TEAMSTER MOA

TEAMSTER MEMORANDUM OF AGREEMENT FOR 2000-2002.

Agenda Report No. 99-1304.

City staff and representatives of the Teamsters Union Local 795 have reached an understanding on a three year (2000-2002) labor agreement. The labor agreement will cover 94 positions in Wichita Transit, including Bus Operators, Van Drivers and Maintenance staff. The agreement will become effective on December 25, 1999.

The major changes with Teamster contract are summarized as follows. The agreement provides general pay adjustments of 3.5% in 2000 and 2% in both 2001 and 2002 (in addition, employees will be eligible for annual step increases of approximately 4%). The General Pay Adjustment is identical to FOP and IAFF contracts.

Binding arbitration procedures for grievance resolution is replaced with non-binding arbitration. This allows the Manager to have final authority on grievance resolution which is consistent with all other City work groups.

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Several changes were made which are associated with hiring and other tenure practices. The agreement increases the probationary period for new hires from 60 days to 180 and increases longevity eligibility to after 6 years of service. Modifications to the probationary period and longevity are consistent with the SEIU agreement.

Several significant changes were made with respect to sick leave policies. The agreement provides a day off for employees who use no sick leave during either the first or last six months of the year. Employees could earn two days off annually with pay, for not using any sick leave. This is more generous than the "well day" provision of other union contracts, which provides for the potential for one day off for those employees who use less than three days of sick leave annually. The agreement also allows the City to defer merit increases to employees that excessively use sick leave. This provision is more restrictive than other union contracts.

Other changes include removing the limit on hiring part-time staff. Previously this was restricted to employing only two part-time staff members, but the new agreement allows for an unlimited number of part-time staff. The agreement also provides for "lead worker" supplemental pay for maintenance staff. Additionally, the annual uniform allowance is increased from \$125 to \$200 for Bus Operators and Van Drivers. Finally, the agreement includes several other conditions to improve operational efficiencies.

The year 2000 cost to implement the agreement is \$73,820. The 2000 Adopted budget for Wichita Transit includes contingency funding to finance the agreement. Funding for 2001 and 2002 will be incorporated in future budgets.

Motion --
--carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

Addendum Item 14h
MGMT. SERVICES

MANAGEMENT SERVICES ASSISTANCE.

Agenda Report No. 99-1323.

From time to time, special services are required to assist in reorganizations, implementations of new systems, employee training, customer service related evaluations, projects designed to improve internal operations, and other professional assistance. Most of these projects are limited in scope and are needed either because of staff limitations or special expertise being required.

It is proposed that an agreement be approved with Management Partners, Inc. to provide "on-call" services when needed to render certain management and analytical services in the accomplishment of specific objectives.

The proposed agreement provides that management support services will be provided to the City and its various departments, whenever needed, to address specific needs and work challenges. Past services with this firm have included assisting the Office of Central Inspection with development assistance processes to facilitate and streamline plan and permit reviews (this task reduced the time requirements by 30 percent); Municipal Court reviews and operational strategies to improve work flows within the court system and modernize court processes; and assistance in the transition of airport management policies and work plans.

The County has entered into similar contracts with Management Partners, Inc. with much success and plans to continue its relationships with the firm for similar call-in service assistance. The Partners firm is familiar with both city and county government and has the experience to respond rapidly, when needed, without time delays in becoming acquainted with State laws and local organizational systems.

If approved, the contract would provide flexibility and control over the activities where professional services are needed. When a specific project is identified requiring outside assistance (where there is no staff with the time or expertise required), a scope of services will be prepared and the cost for such assistance. The firm will invoice the City for the actual time required to perform the services. Where particular expertise may not be available (within the Management Services Assistance Contract firm), Partners will provide the expertise at its own expense to deliver the service needs. The contract would contain the same protections to the City, but would reduce the time necessary by not having to go through an extended process of RFP's for smaller projects/tasks.

The proposed contract is limited to an amount not to exceed \$75,000. The City Staff has provided for this expense from departmental savings this fiscal year. Therefore, not budget adjustments would be required.

Motion -- carried

Knight moved that the Contract be approved. Motion carried 7 to 0.

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SEWER

WAR INDUSTRIES SEWER RECONSTRUCTION.

Agenda Report No. 99-1305.

On January 28, 1997, the City Council authorized the design and construction of a Wet Weather Holding Facility on the War Industries Sewer. Professional Engineering Consultants (PEC) was selected to design the facility. In the course of their design study, PEC found that if additional sewers were constructed, sewer backup problems and future growth capacity issues would be resolved. The design of the sewer was approved and Phase I of the project has been completed.

Completion of the sewer design and construction will resolve backup problems in parts of the southeast section of the City and allow growth in the northeast to continue.

This project began as a subproject of Interceptor Relief Sewers (CIP #S-315) and has evolved as the War Industries Sewer Reconstruction (CIP # S-322). The budget for the War Industries Sewer Reconstruction is \$14.7 million. The authorized budget for 1998 was \$5 million. The budget requested for 1999 is \$5 million and will be paid from Sewer Utility cash reserves and/or a future bond issue.

Motion --
--carried

Knight moved that the project expenditure and notice of intent to publish be approved; and the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. R-99-478

A Resolution of the City of Wichita, Kansas, declaring it necessary to construct, reconstruct, alter, repair, improve, extend, and enlarge the water and sewer utility owned and operated by the City, and to issue revenue bonds in a total principal amount which shall not exceed \$5,000,000 exclusive of financing costs, for the purpose of paying certain costs thereof, and providing for the giving of notice of such intention in the manner required by law, presented. Martz moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

BUDGET ADJ.

BUDGET ADJUSTMENTS - PUBLIC WORKS.

Agenda Report No. 99-1306.

Commodity and contractual funds are budgeted in the 1999 Revised Budget for maintenance of City-owned facilities. Performed maintenance responsibilities have resulted in an over-expenditure in the commodities account and an under-expenditure in contractals. Fleet & Buildings employees have done more maintenance themselves than anticipated in 1999. This is at least in part due to the use of participants in the Cooperative Labor and Municipal Court Work programs. There was also the addition of maintenance responsibilities for facilities not having an established budget in at least the first portion of 1999 (i.e., Farm and Art Market, and Hotel at Old Town Parking Garage).

A Budget Adjustment is needed to move \$40,000 from the Public Works Building Services budget from Contractals into Commodities to provide for the payment of supplies purchased through Central Stores and used to repair various City-owned facilities.

Funds in the amount of \$40,000 for the payment of contractals for various facility repairs is budgeted in the 1999 Operating Budget and can be used to purchase \$40,000 in supplies used for repair/maintenance of City facilities. The Building Services budget will remain within the Council-approved level.

Budget Adjustments greater than \$10,000 require Council approval.

Motion -- carried

Knight moved that the budget adjustment be approved. Motion carried 7 to 0.

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BUDGET ADJ.

BUDGET ADJUSTMENTS - WATER AND SEWER.

Agenda Report No. 99-1307.

In 1998 the Finance Department adopted a policy of expensing capital projects to the operations and maintenance budget rather than the CIP, if the total cost were less than \$25,000. However, when projects are initiated the final cost is an estimate and occasionally, a project set up in the capital budget will cost less than \$25,000. At the end of each year as Staff prepares to capitalize projects that are complete, some are found that must be charged to the operating budget. However, no budget was authorized for this purpose in the past.

The Sewer Utility has seven projects with total expenses of \$70,100 that must be charged to the operating budget. The Water Utility has four projects, with total expenses of \$16,500 that must be charged to the operating budget. The contingency accounts were established in each utility in the event that emergency funds would be needed.

City Council approval is required to perform a budget adjustment in excess of \$10,000.

Motion --

Knight moved that the Staff be authorized to transfer \$16,500 from Contingency in Water Administration (5300-183004) to Water Administration (183020) operations and transfer \$70,100 from Contingency in Sewer Administration (5300-184007) to Sewer Administration (184010) operations; and Staff be authorized to amend the 2000 and 2001 budgets by adding \$100,000 to the Water Administration Budget (183020), and \$100,000 to the Sewer Administration Budget (184010) to cover this expense in future budget years. Motion carried 7 to 0.

-- carried

ROSS GRANT APP.

GRANT APPLICATION FOR RESIDENT OPPORTUNITIES AND SELF SUFFICIENCY PROGRAM (ROSS).

Agenda Report No. 99-1308.

On October 21, 1998, President Clinton signed into law H.R. 4194. This law included the Quality Housing and Work Responsibility Act (QHWRA) of 1998, which enacted landmark measures affecting public housing. Section 538 of the Reform Act adds a new section to the United States Housing Act of 1937 which provides a mandate to link services and public housing residents for economic self sufficiency.

The Department of Housing and Urban Development has issued a Notice of Funding Available for the Resident Opportunities and Self Sufficiency (ROSS) program. This program includes a provision for grants to promote independent living for the elderly and persons with disabilities.

The purpose of the ROSS Program is to provide linkages to public housing residents by providing supportive services, resident empowerment activities and assisting residents in becoming economically self-sufficient. This program purpose is consistent with HUD's goal to most effectively focus resources on independent living for the elderly and persons with disabilities.

Wichita Housing Authority (WHA) staff and Sedgwick County Department on Aging staff have developed a Resident Service Delivery Program which will enhance the livability of Greenway Manor, McLean Manor, Rosa Gragg and Bernice Hutcherson Apartment Complexes for Public Housing residents. The program will assist residents with housekeeping, transportation and companionship needs at a nominal cost to the resident. The WHA will be applying for the maximum grant award for Housing Authorities with 218 – 1155 elderly & non-elderly disabled units which is total of \$100,000.00 for a three year program.

Under the proposal the services would be provided by the Sedgwick County Department on Aging

The notice of funding requires a 25% match, which may be in-kind. The match will be provided by the Department on Aging and the Wichita Housing Authority through the provision of space and other inkind overhead costs. No local tax funds will be required for this program.

The Wichita Housing Authority will enter into a contract with Sedgwick County for the Department on Aging to administer the program.

Motion -- carried

Knight moved that submission of the application and acceptance of grant be authorized. Motion carried 7 to 0.

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Addendum Item 17a RACE RELATIONS

RACE RELATIONS DIALOGUE PROPOSAL.

Mayor Knight

Mayor Knight reviewed the Item.

Agenda Report No. 99-1324.

The National Conference for Community and Justice (NCCJ) conducted five task force meetings earlier this year comprised of community leaders and volunteers. NCCJ, founded in 1927, is a non-profit human relations organization dedicated to fighting racism, bias and bigotry and has a long history of conducting dialogue around these pervasive issues. The conclusion from the task force meetings was a need for a larger community dialogue on race and inter-group relations.

Mayor Knight, as President of the National League of Cities, has taken this issue to the national level by challenging communities across the country to develop strategies which facilitate a better racial understanding and harmony among the people of our nation's communities. To further this end locally, it is proposed that the City work with NCCJ to initiate an intensive community dialogue and action steps on race relations issues.

The City of Wichita, in conjunction with Sedgwick County and the School District recognize the importance of furthering the dialogue on how race and culture impact the social, political and economic aspects of life in the Wichita-Sedgwick County environs. The NCCJ has presented a proposal to address racism issues in recognition of the varying levels of acceptance of racial and cultural differences. The proposal would do the following:

1. Coordinate facilitation of community dialogue on race and inter-group relations to the community at large.
2. Develop multi-level training formats, to include dialogue options for workplaces and in educational settings.
3. Continue to act as a community convener for community dialogue on race and other controversial conflict-laden topics

Sedgwick County, and the School District have each agreed to help fund the race relations community dialogue. The City of Wichita is also being asked to contribute \$10,000 toward this program. If approved, funding can be made available from the City's General Fund.

Council Member Lambke

Council Member Lambke said consideration of maintaining the English language as the main language in the United States should be part of the dialogue.

Mayor Knight

Mayor Knight asked that the Item be restricted to the way it is presented.

Motion --
-- carried

Knight moved that the Race Relations Proposal be approved and participation of the funding for the program be authorized. Motion carried 7 to 0.

CONDEMNATION

REPAIR OR REMOVAL OF DANGEROUS AND UNSAFE STRUCTURES:

Agenda Report No. 99-1309.

On December 6, 1999 the Board of Code Standards (BCSA) held a hearing on the following two (2) properties. These properties are considered dangerous and unsafe structures, and are being presented to schedule a condemnation hearing before the Governing Body.

Improvement notices have been issued on these structures, however, compliance has not been achieved. Pre-condemnation and formal condemnation letters were issued and the time granted has expired. No action has been taken to repair or remove these properties.

Property Address	Council District
1. 329 South. Leonine	IV
2. 1623 North Estelle	I

These structures have defects that under Ordinance No. 28-251 of the Code of the City of Wichita, shall cause them to be deemed as dangerous and unsafe buildings, as required by State Statute for condemnation consideration.

Motion --
-- carried

Knight moved that the Resolutions placing this matter on the agenda for a Hearing before the Governing body on February 8, 2000 at 11:00 a.m. be approved. Motion carried 7 to 0.

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RESOLUTION NO. R-99-475

A Resolution fixing a time and place and providing for notice of a hearing before the Governing Body of the City of Wichita, at which the owner, his agent, lienholders of record and occupants of the structure located on land described as: Lots 27 and 29, Block 1, Dugan's Addition, Sedgwick County, Kansas, known as 329 South. Leonine, in said City may appear and show cause why such structure should not be condemned and ordered repaired or demolished as a dangerous or unsafe structure, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-476

A Resolution fixing a time and place and providing for notice of a hearing before the Governing Body of the City of Wichita, at which the owner, his agent, lienholders of record and occupants of the structure located on land described as: Lots 17 and 19, Estelle Avenue, Fairmount Orchards, Addition, Sedgwick County, Kansas, known as 1623 North Estelle in said City may appear and show cause why such structure should not be condemned and ordered repaired or demolished as a dangerous or unsafe structure, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

STREET RESOLUTION STREET LIGHTING RESOLUTION #6-99.

Motion -- carried

Knight moved that the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. R-99-479

A Resolution, authorized and directing Kansas Gas and Electric, a Western Resources Company, to install and/or change certain streetlights in the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

BONDING RES. AMENDED BONDING RESOLUTIONS.

Agenda Report No. 99-1310.

It is necessary to amend the bonding resolutions for various Park Department Capitol Improvement Program projects, already approved by the City Council, to reflect that the total estimated project cost is exclusive of the cost of interest on borrowed money.

Bonding resolutions for several years have been prepared to reflect a total estimated project cost; however, this estimated cost did not allow for the added costs of interest on any borrowed funds related to the projects. The resolutions for Park Department CIP projects have now been amended to include these additional costs.

Amended resolutions will allow total estimated project costs to expand to cover the cost of interest on any borrowed funds.

Motion -- carried

Knight moved that the Resolutions be adopted. Motion carried 7 to 0.

RESOLUTION NO. R-99-480.

A Resolution, amending Resolution No. R-98-157 pertaining to Findings of Advisability and authorizing improvements in Lincoln and Buffalo Parks (472-82921), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-481

A Resolution, amending Resolution No. R-99-412 pertaining to Findings of Advisability and authorizing improvements to the Riverside Park System, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-482

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A Resolution, amending Resolution No. R-98-156 pertaining to Findings of Advisability and authorizing improvements in Chisholm Creek Park 472-82920), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-483

A Resolution, amending Resolution No. R-98-158 pertaining to Findings of Advisability and authorizing improvements in South Lakes Park (472-82922), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. R-99-484

A Resolution, amending Resolution No. R-97-083 pertaining to Findings of Advisability and authorizing improvements in lighting to various City Parks, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. R-99-485

A Resolution, amending Resolution No. R-96-299 pertaining to Findings of Advisability and authorizing improvements to various city parks, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-486

A Resolution, amending Resolution No. R-95-379 pertaining to Findings of Advisability and authorizing improvements to South Lakes Park, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-487

A Resolution, amending Resolution No. R-92-285 pertaining to Findings of Advisability and authorizing improvements TO THE City of Wichita, Kansas Park Department Playground System, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. R-99-488

A Resolution, amending Resolution No. R-94-336 pertaining to Findings of Advisability and authorizing improvements to various park locations, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. R-99-489

A Resolution, amending Resolution No. R-93-519 pertaining to Findings of Advisability and authorizing improvements to Pawnee Prairie Park, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-490

A Resolution, amending Resolution No. R-95-573, pertaining to Findings of Advisability and authorizing improvements to Swanson Park, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

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RESOLUTION NO. R-99-491

A Resolution, amending Resolution No.R-97-019 pertaining to Findings of Advisability and authorizing improvements to outdoor lights in public parks, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO.R-99-492

A Resolution, amending Resolution No. R-97-168 pertaining to Findings of Advisability and authorizing improvements to Pawnee Prairie Park, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. R-99-493

A Resolution, amending Resolution No. R-97-167 pertaining to Findings of Advisability and authorizing improvements to Heritage Square Park, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO.R-99-494

A Resolution, amending Resolution No. R-97-360 pertaining to Findings of Advisability and authorizing improvements to various park playgrounds, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-495

A Resolution, amending Resolution No.R-98-159 pertaining to Findings of Advisability and authorizing improvements to various City Parks, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO.R-99-496

A Resolution, amending Resolution No. R-98-160 pertaining to Findings of Advisability and authorizing improvements to various City Parks, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. R-99-497

A Resolution, amending Resolution No. R-98-162 pertaining to Findings of Advisability and authorizing improvements to various City parks, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO.R-99-498

A Resolution, amending Resolution No. R-98-466 pertaining to Findings of Advisability and authorizing improvements to Watson Park (472-82933), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-499

A Resolution, amending Resolution No.R-98-370 pertaining to Findings of Advisability and authorizing improvements along 21st Street North, from Maize Road to Ridge Road (472-82967), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

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RESOLUTION NO.R-99-500

A Resolution, amending Resolution No. R-98-371 pertaining to Findings of Advisability and authorizing improvements in various parks (472-82968), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. R-99-501

A Resolution, amending Resolution No. R-98-372 pertaining to Findings of Advisability and authorizing improvements in Cessna Park (472-82969), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO.R-99-502

A Resolution, amending Resolution No. R-98-373 pertaining to Findings of Advisability and authorizing improvements in various parks (472-82970) pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-503

A Resolution, amending Resolution No.R-98-374 pertaining to Findings of Advisability and authorizing improvements in Harrison Park (472-82971), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO.R-99-504

A Resolution, amending Resolution No. R-98-375 pertaining to Findings of Advisability and authorizing improvements in John's Sludge Pond (472-82972), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. R-99-505

A Resolution, amending Resolution No. R-98-376 pertaining to Findings of Advisability and authorizing improvements in Linwood Park South (472-82973), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO.R-99-506

A Resolution, amending Resolution No. R-98-377 pertaining to Findings of Advisability and authorizing improvements in various parks (472-82974), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-507

A Resolution, amending Resolution No.R-98-378 pertaining to Findings of Advisability and authorizing improvements in various parks (472-82975), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

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RESOLUTION NO.R-99-508

A Resolution, amending Resolution No. R-98-379 pertaining to Findings of Advisability and authorizing improvements in various parks (472-82976), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. R-99-509

A Resolution, amending Resolution No. R-98-380 pertaining to Findings of Advisability and authorizing improvements in various parks (472-82977), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO.R-99-510

A Resolution, amending Resolution No. R-98-467 pertaining to Findings of Advisability and authorizing improvements to Chapin Park (472-83016), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-511

A Resolution, amending Resolution No.R-98-468 pertaining to Findings of Advisability and authorizing improvements to the West Side Athletic Field (472-83017), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO.R-99-512

A Resolution, amending Resolution No. R-98-469 pertaining to Findings of Advisability and authorizing improvements adjacent to the k-96 Freeway from Grove Park to Oliver Street (472-83018), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. R-99-513

A Resolution, amending Resolution No. R-98-470 pertaining to Findings of Advisability and authorizing improvements to Brooks/Kingsbury Park (472-83019), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO.R-99-514

A Resolution, amending Resolution No. R-98-535 pertaining to Findings of Advisability and authorizing improvements to the Northeast Soccer Complex, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-515

A Resolution, amending Resolution No.R-99-328 pertaining to Findings of Advisability and authorizing improvements to the Northeast Soccer/Baseball Complex (472-83137), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO.R-99-516

A Resolution, amending Resolution No. R-96-194 pertaining to Findings of Advisability and authorizing improvements to South Lakes Park, pursuant to findings of advisability made by the governing body of the City of

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Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight

RESOLUTION NO. R-99-517

A Resolution, amending Resolution No. R-96-034 pertaining to Findings of Advisability and authorizing improvements to Watson Park (Project No. 440-084), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-518

A Resolution, amending Resolution No. R-95-572 pertaining to Findings of Advisability and authorizing construction of a bicycle path on the west bank of the Arkansas River from Meridian to 13th Street, (472-82619), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-519

A Resolution, amending Resolution No. R-96-033 pertaining to Findings of Advisability and authorizing improvements to Naftzger Park Project No. 440-083), pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

Addendum Item 20a.

PROP. ACQUISITION

BONDING RESOLUTION - LAND ACQUISITION.

Agenda Report No. 99-1322.

On November 16, 1999, the City Council approved purchase of property in the 100 Block of North Emporia. The action at the time authorized the purchase but did not include approval of an authorizing bonding resolution. To proceed with the purchase now scheduled for closing on January 3, governing body approval of the requisite bonding resolution is necessary.

The project cost is estimated at \$585,000.

Motion -- carried

Knight moved that the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. R-99-520

A Resolution of the City of Wichita, Kansas, declaring the necessity for, and authorizing, acquisition of public improvements for parking purposes, and authorizing the issuance of general obligation bonds for the purpose of financing the costs thereof, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

Addendum Item 20b.

BOND/NOTE SALE

GENERAL OBLIGATION BOND SALE (SERIES 758 AND 759) AND GENERAL OBLIGATION NOTE SALE (SERIES 200).

Agenda Report No. 99-1326.

The figures presented to the City Council on December 14, 1999 (Agenda Report #99-1283) for the bond and note sale were underestimated by the amount of \$35,000 (Special Assessment Series 758) The corrected amounts are set forth below:

The City is planning to offer for sale one series of general obligation temporary notes totaling \$33,300,000, and two series of general obligation bonds estimated not to exceed \$12,775,000 for the purpose of providing temporary and permanent financing for capital improvement projects of the City. The public sale of the bonds and notes is

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scheduled for 10:30 a.m. on January 11, 2000, at which time sealed bids will be opened and the City Council will award the sale of each series of bonds and notes to the bidders whose proposed interest rates result in the lowest overall cost to the City.

The City's Winter 2000 general obligation bond and note sale includes the following issues:

Temporary Notes

The proceeds from the sale of the Series 200 Temporary Improvement and Renewal Notes will be used to provide interim finance for various City-at-large and improvement district projects:

Series 200

Project Category	Total
Arterial Paving	2,440,000
Traffic Engineering	59,000
Bridges	783,000
Public Improvements	265,000
Park Improvements	167,000
Neighborhood Improvements - Water	3,544,600
Neighborhood Improvements - Sewers	3,221,000
Neighborhood Improvements - Storm Sewer	2,670,000
Neighborhood Improvements - Paving	12,150,400
Miscellaneous Improvements	8,000,000
TOTAL SERIES 200 NOTES	\$33,300,000

"Special Assessment Bonds"

The proceeds from the sale of Series 758 Bonds will be used to permanently finance various neighborhood improvements located in special improvement districts. Special assessments have been levied against the property owners in the improvement districts for the purpose of paying all or a portion of the costs of such improvements, including the payment of principal and interest on Series 758 Bonds. A final amount for Series 758, Special Assessment General Obligation Bonds, will not be available until after December 14 due to the late date that cash payments are being accepted by citizens that do not want their specials spread on the tax roll. To date, the Series 758 Bond issue amount is estimated to be \$7,675,000.

"City-At-Large Bonds"

The proceeds from the sale of Series 759 Bonds will be used to permanently finance certain city-at-large projects, including arterial streets, traffic engineering improvements, bridges, public improvements and buildings, park improvements, and neighborhood paving projects. The city-at-large Bonds will be issued in the total par amount of \$5,100,000.

The Series 200 Temporary Notes will mature on August 24, 2000 and will be retired using the proceeds of both permanent financing bonds and renewal notes.

Series 758 Special Assessment Bonds will mature serially over 15 years with principal maturities structured to produce level annual payments of principal and interest. The Series 758 Bonds are payable from the collection of special assessments levied against benefited properties, and if not so paid, from city-wide ad valorem taxes. The special assessment bonds will be callable in 2007 with a 1% call premium.

Series 759 city-at-large bonds will mature serially over 10 years in equal principal amounts and will be paid as to principal and interest primarily from city-wide ad valorem tax revenues. The city-at-large bonds will be callable in 2005 with a 1% call premium.

Motion --
-- carried

Knight moved that the Resolutions be adopted; and submittal of the POS and publication of the Notice of Sale be authorized. Motion carried 7 to 0.

RESOLUTION NO. R-99-521

A Resolution authorizing submittal of the P.O.S. and publication of the Notice of Sale, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

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PERIMETER RES.

ANNUAL PERIMETER RESOLUTION.

Agenda Report No. 99-1311.

The City of Wichita is required by Kansas State law to annually prepare a description of the corporate boundaries. The law requires that the description shall define the boundaries after incorporating all changes made through annexation or exclusions of territory since December 31, 1998.

During calendar year 1999, the City of Wichita approved a total of thirty-five (35) annexations, with eleven (11) of these being unilateral. Two of the eleven unilateral annexations were initiated in 1998 and approved in 1999. Similarly, two unilateral annexations that have been initiated in 1999 will be heard by the Wichita City Council in the year 2000, and therefore, are not included in the 1999 perimeter resolution. One unilateral annexation that was approved in 1998 (A 98-16), ordinance number 43-980, was overturned in District Court, effective October 1, 1999, and has been removed from the 1999 perimeter resolution.

City Engineering staff has prepared a legal description of all territory annexed into the City of Wichita during 1999.

K.S.A. 12-517 requires that for any year in which any territory has been added or excluded from any city, the governing body of such city shall declare, by resolution, the entire boundary of the City.

Motion -- carried

Knight moved that the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. R-99-522

A Resolution declaring, establishing and defining the city limits and boundaries of the city of Wichita, Kansas, after all annexations of territory and exclusions of territory since December 16, 1998. presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

PAY PLAN ORD.

ORDINANCES ESTABLISHING POSITION PAY PLAN.

Agenda Report No. 99-1312.

This is the final year of the following contracts: (1) Service Employee's Union (SEIU), (2) International Association of Firefighters (IAFF), (3) Police Union (FOP), (4) Teamster Union (Airport Safety). The proposed ordinances reflect the provisions of the contracts and the compensation for personnel for the period of December 25, 1999 through December 22, 2000.

The ordinances also address maintenance or internal pay equity among various pay ranges/positions. In addition, the proposed changes in compensation are provided for positions not included in a labor agreement.

Since non-exempt employees represented by Employee's Council are classified in the same plan as employees represented by SEIU, the same pay structure will be applied to this employee group.

The contract with IAFF and FOP provide for range adjustments. The FOP contract further specifies revised salary structure for non-commissioned personnel along with adjustments for specialized classifications.

To address the compression issues between non-exempt positions, exempt, and management pay plan positions, ranges will be adjusted to maintain appropriate pay relationships among these groups. In accordance with past practices and procedures, the proposed ordinances contemplate management and supervisory adjustments will be made by the City Manager based on merit and market competitive factors. These adjustments will be within the average range provided other employees of the City.

To remain competitive and to maintain internal equity in pay based on contractual settlements, pay ranges for exempt and management pay plan employees have been increased commensurate with the 3-year contractual agreements.

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Position classifications are an on-going process within the City's organization. Revisions in job classifications are often required because of changing services, regulatory requirements, organizational changes, new positions and changing experience levels required. When this occurs, job descriptions and pay classifications are updated and modified accordingly.

The total cost for the contracts and the adjustments in other non-represented, exempt and management pay plan employees will be financed within the amounts established in the 2000 adopted budgets, as previously approved by the City Council.

The contracts negotiated with the respective unions and ratified by the City Council constitute the legal basis for the compensation levels established therein. Because of the effective dates of the contracts, the proposed ordinances are recommended for emergency adoption to allow for the implementation of the contractual provisions.

Motion --

-- carried

Knight moved that the Declaration of Emergency be approved and the necessary signatures be authorized; and the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0.

ORDINANCE NO. 44-453

An ordinance providing for a uniform schedule of standard pay ranges for all employees of the city of wichita, repealing ordinance no. 44-336. Knight moved that the Ordinance be placed on its passage and adopted on the date of its introduction, all in accordance with K.S.A. 12-3001. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

ORDINANCES

SECOND READING ORDINANCES: (FIRST READ DECEMBER 7, 1999)

- a. Webb Road Improvement, from Pawnee to Harry. (District II)

ORDINANCE NO. 44-455

An Ordinance declaring Webb Road, from Pawnee to Harry (472-83093) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- b. Pawnee Street improvement, from Oak Knoll to Webb Road. (District II)

ORDINANCE NO. 44-456

An Ordinance declaring Pawnee Street, from Rock to Webb (472-83087) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- c. Operating a motor vehicle without liability insurance.

ORDINANCE NO.44-457

An Ordinance amending Sections 11.13.010, 11.13.040 and 11.13.050 of the Code of the City of Wichita, Kansas, pertaining to motor vehicle liability insurance and the penalty for operating a vehicle without liability insurance, and repealing the originals of said sections, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

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- c. Criminal deprivation of property.

ORDINANCE NO.44-458

An Ordinance amending Section 5.42.080 of the Code of the City of Wichita, Kansas, pertaining to criminal deprivation of property and the penalty therefor, and repealing the original said section, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- e. District Advisory Boards.

ORDINANCE NO. 44-459

An ordinance of the City of Wichita, Kansas pertaining to the establishment of District Advisory Boards and creating Chapter 2.61 of the Code of the City of Wichita, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

ORDINANCE NO. 44-460

An Ordinance creating Sections 2.12.1200 and 2.12.1201, of the City of Wichita, Kansas, enacting a sunset provision for all Boards and Commissions of the City of Wichita, Kansas, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- f. Restructuring of Boards and Commissions

ORDINANCE NO. 44-461

An Ordinance amending Sections 2.12.820 and 2.12.830 of the Code of the City of Wichita, Kansas, pertaining to Human Services Board-powers-authority-composition-appointment-qualifications and repealing the originals of Sections 2.12.820, 2.12.830, 2.12.840, 2.12.850, 2.12.860, and 2.12.870 pertaining to the Human Services Board, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

ORDINANCE NO. 44-462

An Ordinance repealing Sections 2.12.900, 2.12.905, 2.12.906, 2.12.907, 2.12.908, 2.12.910, 2.12.915, 2.12.920, 2.12.925, 2.12.930, 2.12.935, 2.12.940, 2.12.941, 2.12.942, 2.12.945, 2.12.1027, 2.12.1028, 2.12.1029, 2.12.1030, 2.12.1031, 2.12.1032, 2.12.1078, 2.12.1079, 2.12.1080, 2.12.1081, 2.12.1082, 2.12.1083, 2.12.1150, 2.12.1153, and 2.12.1156 of the code of the City of Wichita, Kansas, pertaining to the Civil Rights and Services Board; Commission on the Status of Women; Commission on the Status of People with Disabilities, and pertaining to the Wichita Transit Advisory Board, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

ORDINANCE NO. 44-463

An Ordinance repealing Sections 11.06.010, 11.06.020, 11.06.030, 11.06.040, and 11.06.060 of the Code of the City of Wichita, Kansas, pertaining to Traffic Commission, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- g. Establishment of a Redevelopment District (Tax Increment Financing) for the Old Town Cinema Project. (District VI)

ORDINANCE NO. 44-464

An Ordinance of the City of Wichita establishing the Old Town Cinema Redevelopment District, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

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- h. Water and sewer rate adjustment.

ORDINANCE NO. 44-465

An Ordinance amending Section 16.14.040 of the Code of the City of Wichita, Kansas, relating to the schedule of rates for users of the sanitary sewer system, and repealing the original of said section, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

ORDINANCE NO. 44-466

An Ordinance amending Section 17.12.090 of the Code of the City of Wichita, Kansas, pertaining to schedule of rates and charges for water service, and repealing the original of said section, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- i. 119th Street West Bridge at Calfskin Creek. (District V)

ORDINANCE NO. 44-467

An Ordinance amending Ordinance No. 43-901 of the City of Wichita, Kansas, declaring the Mt. Vernon Bridge over Gypsum Creek, 25th Street North Bridge over the West Drain, 37th Street North Bridge over the Little Arkansas River, 119th Street West Bridge over Calfskin Creek, Eastern Street Bridge over Gypsum Creek, Murdock Avenue Bridge over the drainage canal (1998-1999 Bridge Construction Program) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- j. 2000 Budget.

ORDINANCE NO. 44-468

An Ordinance appropriating the amounts set up in each fund in the budget; providing for the payment of all claims and charges against the accounts provided for therein; and approving and ratifying the payment of all claims against the accounts, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- k. PUD 10 - south side of 13th Street North, west of Maize Road. (District V)

ORDINANCE NO. 44-469

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County unified Zoning Code, Section V-C, as adopted by city of Wichita Code Sec. 28.04.010, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight. PUD 10

- l. A 99-19 - north and south of Kellogg and East and west of 143rd Street East.

ORDINANCE NO. 44-470

An Ordinance including and incorporating certain blocks, parcels, pieces, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, and relating thereto, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight. A 99-19

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m. A 99-20 - southeast corner of 21st Street North and Hoover.

ORDINANCE NO. 44-471

An Ordinance including and incorporating certain blocks, parcels, pieces, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, and relating thereto, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight. A 99-20

n. Charter Ordinance - Municipal Electric Utility.

CHARTER ORDINANCE NO. 182

A Charter Ordinance of the City of Wichita, Kansas, establishing a municipally owned and operated electric utility for the City of Wichita and exempting the City from the provisions of K.S.A. 13-1220, 13-1221, 13-1222, 13-1223, 13-1224, 13-1225, 13-1226, 13-1227, 13-1228, 13-1229, 13-1230, 13-1231, and 13-1232, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

o. Charter Ordinance - Convention and Tourism Committee.

CHARTER ORDINANCE NO. 183

A Charter Ordinance repealing Section 9 of Charter Ordinance No. 119 of the City of Wichita, Kansas, pertaining to the Convention and Tourism Committee and amending and repealing Section 1 of Charter Ordinance No. 174 of the City of Wichita, Kansas, pertaining to the application of revenues from the transient guest tax, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

CHARTER ORDINANCE NO. 184

A Charter Ordinance amending Section 1 of Charter Ordinance No. 167 pertaining to judges of the Municipal Court and creating an administrative traffic court and administrative hearing officer, providing substitute and additional provisions on the same subject, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

PLANNING AGENDA

Marvin Krout

Director of Planning stated that Items 24-31 could be considered as consensus Items unless the Council desired to withhold other items.

Motion --
-- carried

Knight moved that Planning Agenda Items 24-31 be approved as consensus Items.
Motion carried 7 to 0.

S/D 96-39

S/D 96-39 - PLAT OF POWER C.D.C. ADDITION LOCATED WEST OF GROVE, SOUTH OF 21ST STREET NORTH. (District I)

Agenda Report No. 99-1313.

Staff Recommendation: Approve the plat.
MAPC Recommendation: Approve the plat. (11-0)

This plat is zoned B, Multi-Family Residential. City water is available to serve the site. A petition, 100%, has been submitted for municipal sewer improvements. A Certificate of Petition has also been submitted.

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within thirty (30) days.

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The Certificate of Petition will be recorded with the Register of Deeds.

Motion --
-- carried

Knight moved that the documents and plat be approved; the Resolution be adopted; and the necessary signatures be authorized. Motion carried 7 to 0.

RESOLUTION NO. R-99-523

Resolution of findings of advisability and Resolution authorizing construction of Lateral 32, District E, Sanitary Sewer No. 12 (west of Grove, south of 21st Street), Project No. 468-83055, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

S/D 98-116

S/D 98-116 - PLAT OF VIÑA DEL REY ESTATES LOCATED NORTH OF 55TH STREET SOUTH, ON THE EAST SIDE OF WOODLAWN. (District V)

Agenda Report No. 99-1314.

Staff Recommendation: Approve the plat.
MAPC Recommendation: Approve the plat. (13-0)

This site is in the County within three miles of the City's boundary. The site has been approved by the Health Department for the use of on-site sanitary sewer facilities. This site is within the noise impact area of McConnell Air Force Base and an avigational easement and restrictive noise covenant were required.

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within thirty (30) days.

The easement and restrictive covenant will be recorded with the Register of Deeds.

Motion -- carried

Knight moved that the Plat be approved and the necessary signatures be authorized. Motion carried 7 to 0.

S/D 98-123

S/D 98-123 - PLAT OF FOUR OAKS ADDITION LOCATED ON THE SOUTHWEST CORNER OF 37TH STREET NORTH AND 127TH STREET EAST. (District I)

Agenda Report No. 99-1315.

Staff Recommendation: Approve the plat.
MAPC Recommendation: Approve the plat. (9-0)

This site is in the County within three miles of the City's boundary. The site has been approved by the Health Department for the use of on-site sanitary sewer facilities. A letter of credit has been submitted to guarantee construction of the interior street. This site is within the noise impact area of the Colonel James Jabara Airport and an avigational easement and restrictive noise covenant were required.

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within thirty (30) days.

The avigational easement and restrictive covenant will be recorded with the Register of Deeds.

Motion -- carried

Knight moved that the Plat be approved and the necessary signatures be authorized. Motion carried 7 to 0.

S/D 99-66

S/D 99-66 - PLAT OF EVERGREEN SECOND ADDITION LOCATED WEST OF MAIZE, SOUTH OF 29TH STREET NORTH. (District V)

Agenda Report No. 99-1316.

Staff Recommendation: Approve the plat.
MAPC Recommendation: Approve the plat. (10-0)

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This site was annexed into the City of Wichita in November 1999.

Petitions, 100%, have been submitted for sanitary sewer, City water, drainage and paving improvements. A Certificate of Petitions has also been submitted. To provide for off-street parking for lots adjacent to narrow streets, a covenant has also been submitted requiring that four (4) off-street spaces be provided for such lot.

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within thirty (30) days.

The Certificate of Petitions and restrictive covenant will be recorded with the Register of Deeds.

Motion --
-- carried

Knight moved that the documents and plat be approved; the Resolutions be adopted; and the necessary signatures be authorized. Motion carried 7 to 0.

RESOLUTION NO. R-99-524

Resolution of findings of advisability and Resolution authorizing construction of Water Distribution System Number 448-89410 (north of 21st Street, west of Maize) in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-525

Resolution of findings of advisability and Resolution authorizing construction of Lateral 437, Southwestern Interceptor (north of 21st Street, west of Maize), Project No. 468-83014, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. R-99-526

Resolution of findings of advisability and Resolution authorizing improving of Rutgers/Central Park from the south line of Lot 19, Block 1, to the east line of Lot 15, Block 4, Rutgers/Ryan from the north line of Central Park to the west line of Parkdale; Sterling from the west line of Rutgers to west line of Lot 21, Block 1; Central Park Court from the north line of Central Park to and including the cul-de-sac: Rutgers Court from the west line of Rutgers to and including the cul-de-sac; Ryan Circle from the west line of Rutgers to and including the cul-de-sac, and; sidewalk on the west and north side of Rutgers/Central Park, Project No 472-83134, (north of 21st Street, west of Maize), in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

D-1779

D-1779 - DEDICATION OF ACCESS CONTROL FOR PROPERTY LOCATED ON THE NORTHEAST CORNER OF 44TH STREET SOUTH AND SENECA. (District IV)

Agenda Report No. 99-1317.

As a requirement of an approved Lot Split (L/S 1022), this dedication is being made for the purpose of access control, except for one opening to said property from Seneca.

The dedication has been reviewed and approved by the Planning Commission..

The dedication will be recorded with the Register of Deeds.

Motion -- carried

Knight moved that the Dedication be approved. Motion carried 7 to 0.

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Z-3342

Z-3342 - ZONE CHANGE FROM "B" MULTI-FAMILY RESIDENTIAL TO "NO" NEIGHBORHOOD RETAIL ON 0.15 ACRES LOCATED NORTH OF DOUGLAS AND WEST OF GLENDALE (131 NORTH GLENDALE). (District II)

Agenda Report No. 99-1318.

MAPC Recommendation: Approve "N-O" Neighborhood Office (6-5).
Staff Recommendation: Deny "NR" Neighborhood Retail, but support "NO" Neighborhood Office.
CPO Recommendation: Approve "NO" Neighborhood Office (6-0).

The applicant requests a zone change from the "B" Multi-Family District to the "NR" Neighborhood Retail District for the 0.15-acre platted Lot 14, Block 8 of the East Boulevard Addition east of Oliver Avenue and north of Douglas on Glendale Avenue. In the recent past, the single-family residential structure on this lot has been used as a Dental Office, but is currently vacant. The applicant wishes to open a neighborhood dress shop at this location.

The subject property is bordered by single-family homes on the south and east (across Glendale) on property zoned "B" Multi-Family and "SF-6" Single Family, respectively. There is a financial planning office to the north on property zoned "GO" General Office; this property was re-zoned to "GO" in 1993. To the rear, and west, of the subject property is property also zoned "GO" along Oliver Avenue with an assortment of office uses (Insurance, Rental Agency). The intersection of Oliver and Douglas is developed commercially with restaurants, retail shops, and offices, but this commercial development is essentially restricted to the intersection and along Oliver.

Planning Staff recommended that the request be denied for "NR" Neighborhood Retail, but would support "NO" Neighborhood Office. This would allow other office uses, other than Medical Offices, to occupy this location. Staff felt that this location was not suitable for the introduction of retail development, as the neighborhood was still viable as both a single- and multi-family residential area.

At their meeting held November 22, 1999, CPO-2 considered this request. At this time the agent, Al Burton, stated that the applicant would accept the staff's recommendation for "NO" Neighborhood Office. The Council Members voted 6-0 to recommend approval, subject to MAPD staff recommendation.

On November 29, 1999 the Metropolitan Area Planning Commission heard this case. The applicant's agent, Al Burton, presented the applicant's request, again reiterating that "NO" Neighborhood Office would be enough of a zoning change to allow a CPA to rent the space as an office. He also stated that the structure had been converted to an office and is no longer usable as a residence. After some discussion by the Commissioners, they voted 6-5 to approve the request. Those who voted against the motion seemed to be concerned with the introduction of even "NO" Neighborhood Office into this residential neighborhood.

Motion --

Knight moved that having reviewed the record of hearing before the MAPC and in accordance with Policy No. 10 of the MAPC previously adopted by this Board, and having reviewed the factors contained therein and the factors stated by the MAPC, the recommendation of the MAPC be approved, subject to the recommended conditions, and the Ordinance be placed on first reading. Motion carried 7 to 0.

-- carried

ORDINANCE

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by Section 28.04.210, the Code of the City of Wichita, Kansas, introduced and under the rules laid over. Z 3342

(Addendum Item 30)

Z-3343

Z-3343 - ZONE CHANGE FROM "SF-6" SINGLE-FAMILY TO "TF-3" TWO-FAMILY ON 7.66 ACRES, LOCATED APPROXIMATELY ONE-THIRD MILE EAST OF RIDGE ROAD, AND ONE-FIFTH MILE SOUTH OF 37TH STREET NORTH. (District V)

Agenda Report No. 99-1319.

MAPC Recommendation: Approve subject to Platting within one year.
CPO Recommendation: Approve subject to Platting within one year.
Staff Recommendation: Approve.

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The applicant is requesting "TF-3" Two Family zoning for a 7.66 acre tract of land located approximately one-third mile east of Ridge Road, and one-fifth mile south of 37th Street North. The proposed layout of the site on the preliminary plat includes 18 lots for duplex use, for a total of 36 units. The average density for the application area would be 4.7 units per acre, well below that allowed in "TF-3" of 14.5 units per acre.

The site is located immediately east of the medical office complex being developed at 37th Street North and Ridge Road. It occupies an interior location within the proposed Ridge Port North 3rd Addition. Access from the lots would be via a local street northward to 37th Street, or winding through the adjacent neighborhood proposed for development to the east, leading eventually to either 29th Street North or Hoover Road.

At the CPO(5) meeting held November 17, 1999, CPO(5) voted (3-2) to approve the request. There were no citizens present to speak. The concern expressed by one CPO member was that the matter should be delayed until completion of the flood control study for the Cowskin/Calfskin Drainage basin, although it was noted by staff that the property is outside this drainage area.

At the MAPC meeting held November 29, 1999, MAPC voted (12-0) to recommend approval of the request subject to platting. The applicant was present to answer questions. There were no citizens present to speak on the matter.

Motion --

Knight moved that having heard the hearing before the MAPC and in accordance with Policy No. 10 of the MAPC previously adopted by this Board, and having reviewed the factors contained therein and the factors stated by the MAPC, the recommendation of the MAPC be approved, subject to the recommended conditions, and the Ordinance be forwarded with the Plat to the City Council. Motion carried 7 to 0.

-- carried

Z-3344

Z-3344 - ZONE CHANGE FROM "SF-6" SINGLE-FAMILY TO "MF-29" MULTI-FAMILY ON 7.92 ACRES LOCATED ON THE SOUTH SIDE OF 34TH STREET NORTH, APPROXIMATELY 300 FEET EAST OF RIDGE ROAD. (District V)

Agenda Report No. 99-1320.

MAPC Recommendation: Approve subject to Platting within one year.
CPO Recommendation: Approve subject to Platting within one year.
Staff Recommendation: Approve.

The applicant is requesting "MF-29" Multi-Family zoning for a 7.92 acre tract of land located south of 34th Street North approximately 300 feet east of Ridge Road. If approved, a total of 229 apartment units would be allowed in the application area.

The site is located immediately to the south of a large parcel being developed as a medical office complex, and that is proposed to include a future regional medical center for Via Christi (DP-237 Ridgeport North C.U.P.). The site is separated from Ridge Road by a 3.5+ acre tract that is zoned "LC", but is restricted to "NR" Neighborhood Retail uses plus indoor recreation, funeral homes, motel/hotel, and restaurants except those with drive-in or drive-thru service. Drainage features (lakes) separate the site from single-family development under development to the east and south of the application area. However, with the flat topography, the apartments would be visible in the distance from lower density residential units across the lake. Landscaping and screening, as required per the Landscape Ordinance and the Unified Zoning Code, would soften this view.

The channel of the Big Slough North ran through the application area in the past. The channel was relocated to the southern boundary of this tract as part of the development of this site, the medical site to the north, and the subdivision to the south. The drainage plan for the area has been approved. It incorporates drainage retention features (lakes) and platted reserves to handle storm water runoff.

At the CPO(5) meeting held November 17, 1999, CPO(5) voted (3-2) to approve the request. There were no citizens present to speak. The concern expressed by one CPO member was that the matter should be delayed until completion of the flood control study for the Cowskin/Calfskin Drainage basin, although it was noted by staff that the property is outside this drainage area.

At the MAPC meeting held November 29, 1999, MAPC voted (12-0) to recommend approval of the request subject to platting. The applicant was present to answer questions. There were no citizens present to speak on the matter

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Motion --

Knight moved that having heard the hearing before the MAPC and in accordance with Policy No. 10 of the MAPC previously adopted by this Board, and having reviewed the factors contained therein and the factors stated by the MAPC, the recommendation of the MAPC be approved, subject to the recommended conditions, and the Ordinance be forwarded with the Plat to the City Council. Motion carried 7 to 0.

-- carried

EXECUTIVE SESSION

Motion --

Knight moved that the Council recess to executive session to consider consultation with legal counsel on matters privileged in the attorney-client relationship relating to pending litigation, legal advice, and contract negotiations; preliminary discussions relating to the acquisition of real property for public purposes; and the regular meeting be resumed at 11:30 a.m. in the City Council Chambers. Motion carried 7 to 0.

RECESS

The City Council recessed at 10:50 a.m. and reconvened at 11:35 a.m.

Mayor Knight

Mayor Knight announced that no action was necessary as a result of the executive session.

ADJOURNMENT

The City Council meeting adjourned at 11:35 a.m.

Pat Burnett CMC
City Clerk